

103D CONGRESS
1ST SESSION

S. CON. RES. 37

To state the sense of the Congress with respect to the proliferation of space launch vehicle technologies.

IN THE SENATE OF THE UNITED STATES

AUGUST 6 (legislative day, JUNE 30), 1993

Mr. BINGAMAN (for himself, Mr. MCCAIN, and Mr. GLENN) submitted the following concurrent resolution; which was referred to the Committee on Foreign Relations

CONCURRENT RESOLUTION

To state the sense of the Congress with respect to the proliferation of space launch vehicle technologies.

1 *Resolved by the Senate (the House of Representatives*
2 *concurring),*

3 **SECTION 1. SENSE OF CONGRESS RELATING TO THE PRO-**
4 **LIFERATION OF SPACE LAUNCH VEHICLE**
5 **TECHNOLOGIES.**

6 (a) FINDINGS.—The Congress finds the following:

7 (1) The United States has joined with other na-
8 tions in the Missile Technology Control Regime
9 (MTCR) which restricts the transfer of missiles or
10 equipment or technology that could contribute to the

1 design, development or production of missiles capa-
2 ble of delivering weapons of mass destruction.

3 (2) Missile technology is indistinguishable from
4 and interchangeable with space launch vehicle tech-
5 nology.

6 (3) Transfers of missile technology or space
7 launch vehicle technology cannot be safeguarded in
8 a manner that would provide timely warning of di-
9 version for military purposes.

10 (4) It has been United States policy since
11 agreeing to the guidelines of the Missile Technology
12 Control Regime to treat the sale or transfer of space
13 launch vehicle technology as restrictively as the sale
14 or transfer of missile technology.

15 (5) Previous congressional action on missile
16 proliferation, notably title XVII of the National De-
17 fense Authorization Act for Fiscal Year 1991 (Pub-
18 lic Law 101-510; 104 Stat. 1738), has explicitly
19 supported this policy through such actions as the
20 statutory definition of the term “missile” to mean
21 “a category I system as defined in the MTCR
22 Annex, and any other unmanned delivery system of
23 similar capability, as well as the specially designed
24 production facilities for these systems”.

1 (6) There is strong evidence that emerging na-
2 tional space launch programs in the Third World are
3 not economically viable.

4 (7) The United States has successfully dis-
5 suaded countries from pursuing space launch vehicle
6 programs in part by offering to cooperate with them
7 in other areas of space science and technology.

8 (8) The United States has successfully dis-
9 suaded other MTCR adherents, and countries who
10 have agreed to abide by MTCR guidelines, from pro-
11 viding assistance to emerging national space launch
12 programs in the Third World.

13 (b) SENSE OF CONGRESS.—It is the sense of Con-
14 gress that—

15 (1) the Congress supports the strict interpreta-
16 tion by the United States of the Missile Technology
17 Control Regime concerning—

18 (A) the inability to distinguish space
19 launch vehicle technology from missile tech-
20 nology under the regime; and

21 (B) the inability to safeguard space launch
22 vehicle technology in a manner that would pro-
23 vide timely warning of its diversion to military
24 purposes; and

1 (2) the United States and the governments of
2 other nations adhering to the Missile Technology
3 Control Regime should be recognized for—

4 (A) the success of such governments in re-
5 stricting the export of space launch vehicle
6 technology and of missile technology; and

7 (B) the significant contribution made by
8 the imposition of such restrictions to reducing
9 the proliferation of missile technology capable
10 of being used to deliver weapons of mass de-
11 struction.

12 (c) DEFINITIONS.—In this section:

13 (1) The term “Missile Technology Control Re-
14 gime” or “MTCR” means the policy statement, be-
15 tween the United States, the United Kingdom, the
16 Federal Republic of Germany, France, Italy, Can-
17 ada, and Japan, announced on April 16, 1987, to re-
18 strict sensitive missile-relevant transfers based on
19 the MTCR Annex, and any amendments thereto.

20 (2) The term “MTCR Annex” means the
21 Guidelines and Equipment and Technology Annex of
22 the Missile Technology Control Regime, and any
23 amendments thereto.

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